

**MDL 1570 PLAINTIFFS' EXECUTIVE COMMITTEES**

In re: Terrorist Attacks on September 11, 2001 (S.D.N.Y.)

<b>Plaintiffs' Executive Committee for Personal Injury and Death Claims</b>	<b>Plaintiffs' Executive Committee for Commercial Claims</b>
Ronald L. Motley, (1944-2013) Jodi Westbrook Flowers / Donald A. Migliori, <i>Co-Chairs</i> MOTLEY RICE LLC James P. Kreindler, <i>Co-Chair</i> KREINDLER & KREINDLER LLP	Stephen A. Cozen, <i>Co-Chair</i> Sean Carter, <i>Co-Chair</i> COZEN O'CONNOR
Andrew J. Maloney III, <i>Co-Liaison Counsel</i> KREINDLER & KREINDLER LLP Robert T. Haeefe, <i>Co-Liaison Counsel</i> MOTLEY RICE LLC	J. Scott Tarbutton, <i>Liaison Counsel</i> COZEN O'CONNOR

**VIA ECF**

December 10, 2019

The Honorable Sarah Netburn  
United States District Court  
Southern District of New York  
Thurgood Marshall United States Courthouse  
40 Foley Square, Room 430  
New York, NY 10007

RE: *In Re: Terrorist Attacks on September 11, 2001*, 03 MDL 1570 (GBD) (SN)

Dear Judge Netburn,

Plaintiffs write to oppose Saudi Arabia's December 9, 2019 letter-motion, ECF # 5341, seeking leave to "respond" to the preliminary deposition list filed by Plaintiffs pursuant to the Court's November 20, 2019 Order, ECF # 5297, which directed Plaintiffs to submit that list along with a statement of the scope of information that Plaintiffs intend to elicit from each witness.

As stated in Plaintiffs' December 6, 2019 cover letter accompanying the list, ECF # 5337, this Court's November 20 Order did not direct either the Plaintiffs or Saudi Arabia to submit briefing at this time regarding the number of depositions, including the relevant Fed. R. Civ. P. 26(b)(2) factors.

Plaintiffs further requested in their December 6 cover letter that before the Court set the number of depositions, the Court permit briefing from the parties, and hold oral argument. Saudi Arabia's request to "respond" to Plaintiffs' list with a letter containing argument regarding the number of depositions suggests that Plaintiffs have already briefed that issue, when that is clearly not the case. As a result, Saudi Arabia's request should be denied, or in the alternative, the Court should set a schedule for the parties to submit briefing and oral argument.

December 10, 2019  
Page 2

Respectfully submitted,

KREINDLER & KREINDLER, LLP

By: /s/ Steven R. Pounian

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*On behalf of the MDL 1570 Plaintiffs' Exec.  
Committee for Personal Injury and Death  
Claims*

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*On behalf of the MDL 1570 Plaintiffs' Exec.  
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cc: All Counsel of Record via ECF